

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Hon. Steven C. Mannion
	:	
v.	:	Mag. No. 13-8106
	:	
BIODIAGNOSTIC LABORATORY	:	
SERVICES, LLC	:	<u>ORDER FOR CONTINUANCE</u>

This matter having come before the Court on the joint application of Paul J. Fishman, United States Attorney for the District of New Jersey (Jacob T. Elberg and Andrew D. Leven, Assistant U.S. Attorneys, appearing), and defendant Biodiagnostic Laboratory Services, LLC (Steven Backfisch, Esq., appearing), for an order granting a continuance of the proceedings in the above-captioned matter for a period of 60 days pursuant to Title 18, United States Code, Section 3161(h)(7)(A) to allow the parties to conduct plea negotiations and attempt to finalize a plea agreement, so that the parties could attempt to resolve the matter and thereby avoid a possible trial, and the defendant being aware that it has the right to have the matter submitted to a grand jury within thirty days of the date of arrest pursuant to Title 18, United States Code, Section 3161(b), and the defendant having consented to the continuance and waived such right, and for good cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

(1) Plea negotiations with regard to Biodiagnostic Laboratory Services, LLC are currently in progress. Both the United States and the defendant desire additional time to negotiate a plea agreement, which would

render any grand jury proceedings and any subsequent trial of this matter unnecessary; and

(2) Pursuant to Title 18, United States Code, Section 3161(h)(7), the ends of justice served by granting the continuance outweigh the best interest of the public and the defendant in a speedy trial.

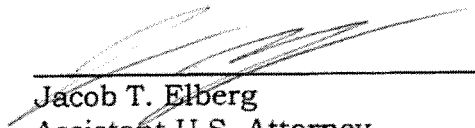
IT IS, therefore, on this 19 day of November, 2014,

ORDERED that this action be, and hereby is, continued from November 16, 2014, until January 15, 2015; and it is further ORDERED that the period from November 16, 2014, through January 15, 2015, shall be excludable in computing time under the Speedy Trial Act of 1974.

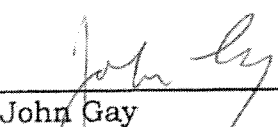

HON. STEVEN C. MANNION
United States Magistrate Judge

13-8106

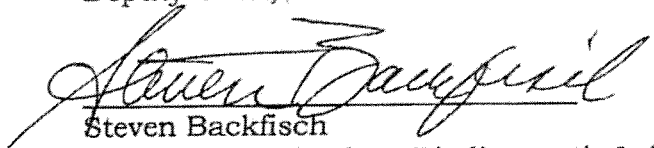
Form and entry
consented to:



Jacob T. Elberg
Assistant U.S. Attorney
Chief, Health Care & Government Fraud Unit



John Gay
Assistant U.S. Attorney
Deputy Chief, Criminal Division



Steven Backfisch
Counsel for defendant Biodiagnostic Laboratory Services, LLC